

77. The method of claim 40, wherein the donor cell infusion includes administering stem cells to the recipient that are collected from the peripheral blood of the donor.

B/ 78. The method of claim 40, wherein the conditioning treatment includes low-dose irradiation of less than 500 GY.

cancel 79. The method of claim 78, wherein the conditioning treatment includes low-dose total body irradiation of less than 300 GY.

REMARKS

In response to the Office Action dated November 12, 2002 (Paper No. 13), Applicants, through their attorney, elect Group V consisting of claims 40-44 and new claims 65-79 without traverse. New claims 65-79 read on Group V; support for these claims may be found in the Application, e.g., at page 43 line 5 to page 46 line 10.

Please cancel claims 1, 3-39 and 45-64 without prejudice for future prosecution in a divisional application.

Please add new claims 65-79, which depend from claims 40-44. Claims 40-44 are generic for claims 65-79 and therefore examination of all of the claims is requested.

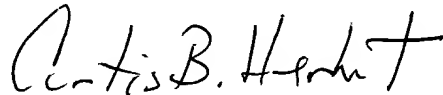
It is noted that the Examiner required an election of species for Group I wherein (A) the conditioning treatment is accomplished by a specific drug chosen from the claims and (B) administering the immune blockade treatment is accomplished by administering a specific drug chosen from the claims. If a similar restriction were to be required for the present claims, then the following species election would be made: (A) the conditioning treatment is accomplished with busulfan (claim 69) and (B) the immune blockade is accomplished with CTLA4Ig (claim

71). Claims 41-44, 72-79 are generic to both (A) and (B). Claim 70 reads on (B) and not (A). Claim 69 reads on (A). Claim 71 reads on (B).

Pursuant to MPEP 809.02(c) and 809.02(e), examination of all of the species is required if a generic claim is allowable.

The Examiner is invited to telephone the undersigned if the Examiner believes it would be useful to advance prosecution.

Respectfully submitted,



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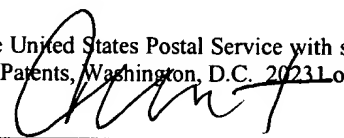
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12/6/02


Curtis B. Herbert, Ph.D., Esq.